

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

Case No. 13-41341-TJT

**TAMARA LYNN STOKES
WILLIAM HARVEY STOKES**

Chapter 7

Debtors

HON. THOMAS J. TUCKER

**DEBTORS' ANSWER TO MOTION TO DISMISS CASE,
UNDER 11 U.S.C. SECTION 707(b)(2) AND (b)(3)**

Debtors, Tamara L. Stokes and William H. Stokes, through their attorney, Kathleen Brown, state as follows:

1. Admit
2. Admit
3. Admit
4. Admit
5. Neither admit nor deny
6. Admit
7. Admit
8. Admit
9. Admit
10. Admit
11. Admit
12. Admit but income has gone down slightly since they filed. It is not enough of a decrease to qualify them for a Chapter 7, however.
13. Debtors expenses have gone up slightly since they filed, but not materially.
14. Admit as to the filing, but this number will decrease.
15. a. This may have been an error on the debtors' part.
 - b. Debtors realize that they cannot support adult children as per the Chapter 7 guidelines
 - c. Debtors have high food costs due to special diets. Ms. Stokes has diabetes.
 - d. Debtors have "walked away" from the home up north.
 - e. Tuition costs continue to be high.
 - f. Debtors are willing to lower their recreational costs.
16. Admit. The debtors wish to file a motion to convert their case to Chapter 13.
17. Neither admit nor deny.

WHEREFORE, the Debtors ask that the Court NOT dismiss the case, but rather, set the case for hearing, so that Debtors may file a Motion to convert their case to a Chapter 13.

Respectfully submitted,
KATHLEEN BROWN
ATTORNEY FOR TAMARA STOKES AND
WILLIAM STOKES

By: /s/Kathleen Brown
Kathleen Brown (P46559)
300 N. Huron
Ypsilanti, MI 48197

Dated: May 31, 2013

/s/Tamara Lynn Stokes Dated: 5/31/2013
Tamara Lynn Stokes

/s/William Harvey Stokes Dated: 5/31/2013
William Harvey Stokes

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**ORDER FOR HEARING CONCERNING DEBTORS' INTENT TO FILE TO CONVERT THEIR
CASE TO A CHAPTER 13**

THIS MATTER came before the Court upon Motion of the United States Trustee as well as Debtors' Answer to the U.S. Trustee's Motion to Dismiss Case.

The Court, having considered the pleadings filed herein, does set the matter for hearing as follows:

The Court does NOT dismiss the case.

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CERTIFICATE OF SERVICE

I hereby certify that on May 31, 2013, I served copies as follows:

1. Documents Served: *Answer to Motion, Order and Certificate of Service*
2. Served Upon: U.S. Trustee
3. Method of Service Electronic

By: /s/Kathleen Brown P46559

Kathleen Brown

300 N. Huron

Ypsilanti, MI 48197